

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit: 2137

Examiner: Fields, Courtney D.

IN

Applicant(s): Pedlow, Jr. et al.

Serial No.: 10/828,737

Filed: 4/21/2004

Title: Batch Mode Session-based

Encryption of Video on Demand

Content

Attorney Docket No.: SNY-T5709.02

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

 $[\ ]$ 

the issue fee)

## **INFORMATION DISCLOSURE STATEMENT**

Sir:

The undersigned submits herewith patents, publications or other information (enclosed herewith and/or listed on the enclosed list of references form) of which he is aware, which he believes is relevant and may be material to the examination of this application and for which there may be a duty to disclose in accordance with 37 CFR §1.56. The order of listing of the references on the attached form and any appendix hereto is without regard for relative relevance to the present invention.

This Information Disclosure Statement is submitted:

[]	Under 37 CFR §1.97(b). (Within three months of filing national application; or date of entry of international application; or before mailing date of first office action on the merits; whichever occurs last)				
[X]	Under [ ] [X]	37 CFR §1.97(c). Below is a statement under 37 CFR §1.97(e), or An IDS submission fee under 37 CFR §1.17(p). (After the CFR 1.97(b) time period, but before final action or notice of allowance, whicheve occurs first. Either a statement under 37 CFR 1.97(e) or an IDS submission fee is required.)			
[]	Under [] []	37 CFR §1.97(d). Below is a statement under 37 CFR §1.97(e), and Applicant(s) hereby petitions under 37 CFR §1.97(d)(2) for			

consideration of this Information Disclosure Statement, and

A petition fee set forth in 37 CFR §1.17(i) is paid as indicated below.

(Filed after final action or notice of allowance, whichever occurs first, but before payment of

FC:1806

The undersigned hereby certifies under 37 CFR §1.97(e) that:

- [ ] Each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, not more than three months prior to the filing of the statement, <u>or</u>
- [ ] No item of information contained in the Information Disclosure Statement:
  - -- were cited in a communication from a foreign patent office in a counterpart foreign application, and
  - -- to the knowledge of the undersigned, after making reasonable inquiry, were known to an individual designated in 37 CFR §1.56 (c) more than three months prior to the filing of the Information Disclosure Statement.

A concise explanation of relevance of the items listed on the attached form:

- Additional information is provided in an appendix to this communication.

  Appears in the body of the application.
- [ ] Is given for non-English language listed item(s) [Required] and appears in an appendix to this communication.
- [ ] Is in the form of an English language copy of a Search Report (copy attached) from a foreign patent office, issued in a counterpart application which refers to the relevant portions of the references.

While the information and references disclosed in this Information Disclosure Statement may be "material" pursuant to 37 CFR §1.56, this statement does not constitute an admission that any patent, publication or other information referred to therein is "prior art" or "material" to this invention or any application for patent for this invention.

In accordance with 37 CFR §1.97, the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that other information that may be material as defined in 37 CFR §1.56 exists. It is submitted that the Information Disclosure Statement is in compliance with 37 CFR §1.97 and §1.98 and MPEP §609. The Examiner is requested to fully consider each of these references and acknowledge such consideration by appropriately initialing the attached form and returning a copy to the address below. In addition, the Examiner is requested to conduct a thorough independent search in order to bring the best references available forward in this application.

[ ] No fee is believed to be required for this IDS.
[ ] A check for the above fees is enclosed.
[X] Please charge the IDS fee of \$ 180 under 37 CFR §1.17(p) to my credit card. See the enclosed credit card charge authorization form.
[X] The commissioner is hereby authorized to charge any additional fees which may be required for this submission, or credit any overpayment to my Deposit Account No. 50-1267

## **CERTIFICATE OF MAILING**

I hereby certify that this correspondence is, on the date shown below, being deposited with the U.S. Postal Service as first class

mail with sufficient postage in an envelope addressed to: Commissioner or Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

JERRY A. MILLER Reg. No. 30,779

Respectfully submitted,

Je∦ry∕A. Miller

Registration No. 30,779

Dated: 0CT 2 7 2006

Please Send Correspondence to: CUSTOMER NUMBER 24337

Miller Patent Services 2500 Dockery Lane Raleigh, NC 27606 Phone: (919)-816-9981 Fax: (919)-816-9982

## **APPENDIX**

The references submitted herewith were brought to the undersigned's attention as a result of prosecution of related applications, and foreign counterpart search report(s) received or brought to the undersigned's attention by an attorney working on related applications. Applicant's client has instructed that these references are to be submitted via IDS on advice of Counsel.

PTO/SB/08a (08-03)

SNY-T5709.02

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the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Substitute for form 1449A/PTO Complete if Known Application Number 10/828,737 INFORMATION DISCLOSURE Filing Date 4/21/2004 First Named Inventor STATEMENT BY APPLICANT Pedlow, Jr. et al. Art Unit (Use as many sheets as necessary) **Examiner Name** Fields, Courtney Sheet 1

Attorney Docket Number

			U.S. PATENT	DOCUMENTS	
Examiner Initials*	Cite No.1	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2 (if known)</sup>			
		US 4,914,515	04/03/1990	Van Luyt	
		US 5,444,782	08/22/1995	Adams Jr. et al	
		US 5,553,141	09/03/1996	Lowry et al.	
		US 2003/0012286	01/16/2003	Ishtiaq et al.	
		US 2004/0049688	03/11/2004	Candelore	
		US 2004/0068659	04/08/2004	Diehl	
		US 2005/0259813	11/24/2005	Wasilewski et al.	
		US 7,039,938	05/02/2006	Candelore	
		,			
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FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	Foreign Patent Document Country Code³ -Number⁴- Kind Code⁵ ( <i>if known</i> )	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	76
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		NON PATENT LITERATURE DOCUMENTS	
Examiner Initials*	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T²
		International Search Report and Written Opinion for PCT/US2004/32227, filed September 30, 2004, Received September 11, 2006.	

Examiner	Date	
Signature	Considered	

place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of US PTO Patent Documents at <a href="https://www.upsto.gov">www.upsto.gov</a> or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. Applicant is to